

The Ottinger Firm

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DATE FILED:	7-7-08

APPLICATION DENIED.
 IF THE TARDY DISCLOSURE IS
 NOT JUSTIFIED, PLAINTIFF HAS
 REMAINED UNPEN-PURPOSE

July 3, 2008 37 (c)(1)

VIA FACSIMILE - 212-805-6111

The Honorable Henry Pitman
 Chief United States Magistrate Judge
 Daniel Patrick Moynihan
 United States Courthouse
 500 Pearl Street, Room 750
 New York, New York 10007

SO ORDERED

Henry Pitman
 HENRY PITMAN
 UNITED STATES MAGISTRATE JUDGE
 7-7-08

Re: Altadonna, et al. v. Broome Mercer Corp. d/b/a Runway, et al.
 07 Civ. 6668 (LAP) (HP)

Dear Judge Pitman:

We represent the plaintiffs in the above-referenced action and write to request an extension of the discovery deadline. Discovery is currently scheduled to close on July 31, 2007. In the most recent order extending the discovery deadline, the request for which plaintiffs opposed, Your Honor indicated that there would be no further extensions absent unforeseeable emergencies. However, just this afternoon we received a Supplemental Automatic Disclosure from defendants naming three new witnesses and providing contact information for two witnesses whose names were previously disclosed. We anticipate difficulty in scheduling the depositions of these witnesses during the limited number of business days left in the discovery period, combined with the fact that most people take vacations during this time. We therefore respectfully request a 45-day extension of the discovery period, to September 15th, 2007. We also request that the Joint Pretrial Order due date be extended to September 30, 2007. Defendants consent to our request.

Respectfully submitted,

Carolyn Horan
 Carolyn Horan

cc: Adam Kleinberg (via facsimile)